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February 23, 2022

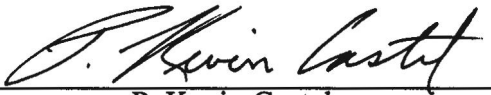
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Application GRANTED.

**VIA ECF**

SO ORDERED.

Dated: New York, NY  
2/24/2022

  
P. Kevin Castel  
United States District Judge

The Honorable P. Kevin Castel  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York, 10007

Re: *Simon Property Group, L.P. v. U.S. Bank National Association*, No. 1:21-cv-07850  
(PKC) (S.D.N.Y.)

Dear Judge Castel:

There is not currently another conference scheduled before the Court.

Given the Court's recent Order of February 18, 2022, Plaintiff Simon Property Group L.P. ("Simon") and Defendant U.S. Bank National Association ("U.S. Bank") respectfully request the Court modify the current schedule by 10 days. Currently, fact discovery is scheduled to occur by March 1, 2022. The parties respectfully request that the Court amend the fact discovery deadline to be March 11, 2022, which would place the deadline for supplemental submissions on summary judgment to March 25, 2022.

The parties recently requested that the Court amend the fact discovery deadline to be 30 days after the Court's ruling on summary judgment. On February 18, 2022, the Court denied that request. *See* Dkt. 56. Simon and U.S. Bank are working diligently to comply with the Order. In this regard, they are discussing and scheduling the depositions of five witnesses, including Rule30(b)(6) designees.

The parties' request for 10 additional days is necessitated by the number of depositions to be taken, the intervening President's Day holiday weekend, and the individual witnesses' lack of availability over the next week.

Thank you for your attention to this matter.



Hon. P. Kevin Castel  
February 23, 2022  
Page 2

Very truly yours,

By: /s/ Timothy J. Carroll  
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Hon. P. Kevin Castel  
February 23, 2022  
Page 3

Respectfully submitted,

/s/ Sanjiv Laud (with permission)

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